

PTO/SB/64 (08-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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D A C  
*JRW*PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)Docket Number (Optional)  
NSO-001.01

First named inventor: Wai Kat Liu

Application No.: 09/858,334

Art Unit: 2641

Filed: May 15, 2001

Examiner: Not yet assigned

Title: System and Methods for Accent Classification and Adaptation

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 308-6916

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OFFICE OF PETITIONS*

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

## APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

 Small entity - fee \$665.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

## 2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Response to Notice to File Missing Parts (identify type of reply): has been filed previously on \_\_\_\_\_. is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

 has been paid previously on \_\_\_\_\_. is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

02/07/2005 HDEMESS1 00000057 061448 09858334

01 FC:2453 750.00 DA

## 3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

## 4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

April 27, 2004

Date

Signature

Telephone

Number: (617) 832-1241

Kevin A. Oliver

Typed or printed name

155 Seaport Boulevard

Address

Boston, MA 02210-2600

Address

Enclosures:  Fee Payment

- Reply
- Terminal Disclaimer Form
- Additional sheets containing statements establishing unintentional delay
- Other : \_\_\_\_\_

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(A)]**

I hereby certify that this correspondence is being:

- deposited with the United States Postal Service on the date shown below with sufficient postage as Express mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Express Mailing Label No. EV 327721870 US
- transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 308-6916.

April 27, 2004

Date

Signature

John Barreto

Typed or printed name of person signing certificate



PATENTS  
Attorney Docket No. NSO-009.01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Liu et al. )  
Application No: 09/858,334 )  
Filed: May 15, 2001 )  
For: SYSTEM AND METHODS FOR )  
ACCENT CLASSIFICATION AND )  
ADAPTATION )  
Art Unit: 2641  
Confirmation No.: 2178  
Examiner: Not yet assigned

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**CERTIFICATE OF MAILING**

I hereby certify that the following paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 2, 2005.

*Shirine Darvish*  
\_\_\_\_\_  
Shirine Darvish

Mail Stop PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR RECONSIDERATION OF PETITION UNDER 37 C.F.R. § 1.47(a)**

**AND PETITION UNDER 37 C.F.R. § 1.137(b)**

In accordance with 37 C.F.R. § 1.136(a), please grant any extension of time that this paper requires but no accompanying paper requests. Also, please charge any additional fee occasioned by this paper, or credit any overpayment, to our Deposit Account No. 06-1448, Reference NSO-009.01.

PATENTS  
Attorney Docket No. NSO-009.01

This is in response to the Office's July 2, 2004, dismissal of the Applicants' April 27, 2004, Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 C.F.R. § 1.137(b) and Petition under 37 C.F.R. § 1.47(a). Copies of the dismissal and Applicants' originally filed Petition for Revival are provided herewith for the Office's reference.

In accordance with 37 C.F.R. § 1.137(e), Applicants submit a Request for Consideration of Petition Under 37 C.F.R. § 1.47(a), provided herewith, to correct the deficiencies indicated in the dismissal. Applicants note that two additional attempts to contact the non-signing inventor Fung were made, one by Federal Express mail service and one through e-mail, but that the inventor Fung has remained unresponsive. Applicants also note that they were unable, despite diligent efforts, to obtain inventor Fung's home address.

Additionally, to complete Applicants' obligations under 37 C.F.R. § 1.63(c), Applicants' also submit a copy of the declaration signed by the inventor Liu and an Application Data Sheet providing the inventor Liu's home address.

PATENTS  
Attorney Docket No. NSO-009.01

Applicants consider the renewed petition under 37 C.F.R. § 1.47(a) to be complete and therefore respectfully request reconsideration of the April 27, 2004, Petition Under 37 C.F.R. § 1.137(b).

Respectfully submitted,

  
\_\_\_\_\_  
Joseph H. Born, Reg. No. 28,283  
Attorney for Applicants  
Tel. No. (617) 832-1134  
Fax. No. (617) 832-7000

Date: February 2, 2005  
**Customer No: 25181**  
Patent Group  
Foley Hoag, LLP  
155 Seaport Blvd.  
Boston, MA 02210-2600



## UNITED STATES PATENT AND TRADEMARK OFFICE

*Reconsideration Request*DUE: 12-2-04 3m ext  
FINAL: 2-2-05Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

Paper No. 9

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OFFICE OF PETITIONS

Chihua George Yu  
Law Offices of C. George Yu  
1250 Oakmead Pkwy., Ste. 210  
Sunnyvale, CA 94085

In re Application of  
Liu and Fung  
Application No. 09/858,334  
Filed: May 15, 2001  
Attorney Docket No. WIW-009.01  
For: SYSTEM AND METHODS FOR ACCENT  
CLASSIFICATION AND ADAPTATION

: DECISION REFUSING STATUS  
: UNDER 37 CFR 1.47(a) AND  
: DISMISSAL OF PETITION  
: UNDER 37 CFR 1.137(b)

This is a decision on the petition under 37 CFR 1.47(a) filed April 27, 2004. This is also a decision on the petition under 37 CFR 1.137(b) filed on April 27, 2004.

The petition under 37 CFR 1.47(a) is dismissed.

The petition under 37 CFR 1.137(b) is also dismissed.

Any request for reconsideration under this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. Failure to respond will result in the abandonment of this application. Any response should be titled "Request for Reconsideration of Petition Under 37 CFR 1.47(a) and Petition Under 37 CFR 1.137(b).

The above-identified application became abandoned on September 17, 2001, for failure to timely respond to the Notice to File Missing Parts of Nonprovisional Application mailed July 16, 2001. The notice allowed an extendable period of two-month period for response. No response was received within the allowed period and the application became abandoned on September 17, 2001. A Notice of Abandonment was mailed on October 23, 2003.

**TREATMENT UNDER 37 CFR 1.47(a)**

A grantable petition under 37 CFR 1.47(a) requires:

- (1) proof that the non-signing inventor(s) cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims, and drawings);
- (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116;
- (3) the petition fee;
- (4) a statement of the last known address of the non-signing inventor,

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DOCKETING

*In re Application of Liu and Fung*  
09/858,334

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The instant petition lacks item (1) as set forth above.

As to item (1), the statement of the alleged unavailability of the non-signing inventor is not sufficient because it does not demonstrate a level of diligence that is comprehensive, yet reasonable. It appears that petitioner only sought the non-signing inventor at this last known place of employment. There is no indication that petitioner attempted to find a residential address for the non-signing inventor. Further to this point, Section 409.03(d) of the *Manual of Patent Examining Procedure* (MPEP) provides, in pertinent, part that:

Where inability to find or reach a nonsigning inventor "after diligent effort" is the reason for filing under 37 CFR 1.47, a statement of facts should be submitted that fully describes the exact facts which are relied on to establish that a diligent effort was made.

The statement of facts must be signed, where at all possible, by a person having firsthand knowledge of the facts recited therein. Statements based on hearsay will not normally be accepted. Copies of documentary evidence such as internet searches, certified mail return receipts, cover letters of instructions, telegrams, that support a finding that the nonsigning inventor could not be found or reached should be made part of the statement.

The steps taken to locate the whereabouts of the nonsigning inventor should be included statement of facts. It is important that the statement contain facts as opposed to conclusions.

In this case, a sufficient showing of diligence might include searches of the Internet for the non-signing inventor and of the national registry. Any renewed petition under 37 CFR 1.47(a) filed must be accompanied by a statement establishing that a diligent effort was made to locate inventor Fung and appropriate documentation corroborating said efforts.

#### **TREATMENT UNDER 37 CFR 1.137(b)**

The petition under 37 CFR 1.137(b) is also dismissed.

Effective December 1, 1997, the provisions of 37 CFR 1.137(b) now provide that where the delay in reply was unintentional, a petition may be filed to revive an abandoned application or a lapsed patent pursuant to 37 CFR 1.137(b). A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) the required reply, unless previously filed. In a non-provisional application abandoned for failure to prosecute, the required reply may be met by the filing of a continuing application. In an application or patent, abandoned or lapsed for failure to pay the issue fee, or any portion thereof, the required reply must be the payment of the issue fee or any outstanding balance thereof.
- (2) the petition fee as set forth in 37 CFR 1.17(m);
- (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional; and

*In re Application of Liu and Fung*  
09/858,334

Page 3

- (4) any terminal disclaimer (and fee set forth in 37 CFR 1.20(d)) required pursuant to  
37 CFR 1.137(c).

The instant petition lacks item (1) above.

The Notice to File Missing Parts of Nonprovisional Application required a proper oath or declaration to be filed. Because the declaration filed is missing the signature of inventor Fung and the petition under 36 CFR 1.47(a) was not successful, a proper response to the last Office communication in accordance with 37 CFR 1.137(b) has not been filed. Any renewed 1.137(b) petition filed must be accompanied by a declaration signed by inventor Fung or a grantable petition under 37 CFR 1.47.

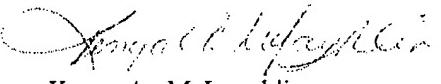
The Change of Correspondence Address and Docket Number, filed April 27, 2004, is noted, however, the requested change cannot be entered at this time as the request is made by an attorney that does not have proper power of attorney in this application. The declaration filed that appoints the firm of Foley Hoag, LLP is only signed by one of the two named inventors and the petition under 37 CFR 1.47 was not successful. Absent a petition to accept the power of attorney signed by only one of the two name inventors or a declaration executed by inventor Fung, the power of attorney will not be entered and the firm of Foley and Hoag, LLP will not be permitted to make any changes to the correspondence address. Further, the assignee that signed the Power of Attorney, NuSuara Technologies, SDN BHD has not yet been recognized by the Office as an assignee of this application. The assignee is still listed as Weniwen.com, Inc. in Office records. Accordingly, the Power of Attorney executed by the officer of NuSuara will not be entered until such time as NuSuara is established in Office records as an assignee for the application.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Petitions  
Commissioner for Patents,  
PO Box 1450  
Alexandria, VA 22313-1450

By FAX: (703) 872-9306  
Attn: Office of Petitions

Telephone inquiries should be directed to the undersigned (703) 305-0010.

  
Kenya A. McLaughlin  
Petitions Attorney  
Office of Petitions



PATENTS  
Attorney Docket No. NSO-009.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Liu et al. )  
Application No: 09/858,334 ) Art Unit: 2641  
Filed: May 15, 2001 ) Confirmation No.: 2178  
For: SYSTEM AND METHODS FOR ) Examiner: Not yet assigned  
ACCENT CLASSIFICATION AND )  
ADAPTATION )

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OFFICE OF PETITIONS

I hereby certify that the following paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 2, 2005.

*Shirine Darvish*

Shirine Darvish

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION OF PETITION  
UNDER 37 C.F.R. § 1.47(a)

Dear Sir:

Applicants submit this Petition under 37 C.F.R. § 1.47(a) in reply to the Notice to File Missing Parts dated July 16, 2001 and the Office's July 2, 2004, dismissal of the Applicants' April 27, 2004, Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 C.F.R. § 1.137(b) and Petition Under 37 C.F.R. § 1.47(a). The Office indicated that the reason for the dismissal was that the Petition under 37 C.F.R. § 1.47(a) did not demonstrate a comprehensive level of diligence to reach the non-signing inventor.

In accordance with 37 C.F.R. § 1.47(a) and MPEP § 409.03(a) and (d), Applicants state the following:

1. At the time the inventions of the present application were invented, inventor Fung was employed by Weniwen.com, Inc.
2. Applicants' attorney obtained the last known address of inventor Fung from NuSuara Technologies Sdn. Bhd. (NuSuara), which entity is the successor-in-interest to Weniwen.com, Inc.
3. Applicants' attorney sought to contact inventor Fung on June 20, 2003. On that date, Applicants' Attorney deposited with DHL Worldwide Express a package addressed to the last known address of inventor Fung. This package included a letter to inventor Fung and a declaration and an assignment for execution by inventor Fung. A copy of the June 20, 2003 letter to inventor Fung is attached as Exhibit A.
4. Applicants' attorney received no response from inventor Fung in reply to the June 20, 2003, letter.
5. Applicants' attorney sought to contact inventor Fung on January 6, 2004. On that date, Applicants' attorney deposited with DHL Worldwide Express another package addressed to the last known address of inventor Fung. This package also included a letter to inventor Fung and a declaration and an assignment for execution by inventor Fung. A copy of the January 6, 2004; letter to inventor Fung is attached as Exhibit B, and a copy of the DHL Shipment Air Waybill is attached as Exhibit C.
6. Applicants' attorney received no response from inventor Fung to the January 6, 2004, letter.
7. In an effort to determine inventor Fung's home address, Applicants' attorney performed a search on the on-line PCCW phone directory for Hong Kong. The search, performed on November 29, 2004, identified four (4) persons living in the Hong Kong area whose last name is "Fung", and whose first name begins with the letter "P" (a similar search to identify all persons in the Hong Kong area having the name "Pascale Fung" yielded no matches). A copy of the on-line phone directory search results is attached as Exhibit D. Since Applicants' attorney was not able to determine which, if any, of the persons identified in the search results is inventor Fung, and in view of the confidential nature of the documents requiring inventor Fung's

review and signature, Applicants' attorney could not send those documents to any of the persons identified in the search results.

8. On December 13, 2004, Applicants' attorney contacted Weniwen.com's former attorney, Mr. C. George Yu, to determine if Mr. Yu had information about inventor Fung's home address and whereabouts. Mr. Yu advised Applicants' attorney that he did not have any information regarding inventor Fung's whereabouts.

9. Since Applicants' attorney was not able to determine inventor's Fung's home address, Applicants' attorney again sought to contact inventor at her work address. A search of the Internet conducted on or about December 14, 2004, located inventor Fung's work homepage. The information on the homepage indicated that inventor Fung is still employed as an assistant professor at the Hong Kong University of Science and Technology, and provided inventor Fung's work address. A copy of inventor Fung's work homepage is attached as Exhibit E. On December 20, 2004 Applicants' attorney deposited with Federal Express another package addressed to inventor Fung's work address. This package included a letter to inventor Fung, a declaration and an assignment for execution by inventor Fung, and a copy of the above-identified application. A copy of the December 20, 2004, letter to inventor Fung is attached as Exhibit F, and a copy of the Federal Express shipping receipt is attached as Exhibit G. A copy of an e-mail from Federal Express, confirming that the package was delivered and signed for in Hong Kong on December 23, 2004, is attached as Exhibit H.

10. Applicants' attorney received no response from inventor Fung to the December 20, 2004, letter.

11. Applicants' attorney sought to contact inventor Fung on January 19, 2005. On that date, Applicants' attorney sent an e-mail communication to the e-mail address listed on inventor Fung's homepage at the Hong Kong University of Science and Technology (see Exhibit E).

12. The e-mail communication to inventor Fung included, as electronic attachments, a declaration and an assignment for execution by inventor Fung, and a copy of the above-identified application (as well as a more legible re-typed copy of the application). A copy of the January 19, 2005, e-mail communication to inventor Fung is attached as Exhibit I.

PATENTS  
Attorney Docket No. NSO-009.01

13. Applicants' attorney did not receive any response from inventor Fung to the January 19, 2005, e-mail communication.

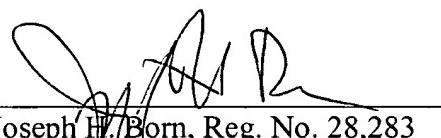
In accordance with 37 C.F.R. § 1.47(a) and MPEP § 409.03(a) and (e), Applicants state that the last known address of inventor Pascale Fung is:

Department of Electrical and Electronic Engineering,  
Hong Kong University of Science and Technology,  
Clear Water Bay, Kowloon  
Hong Kong.

In view of the foregoing statements and the accompanying documents, all of which establish Applicants' diligent and extensive effort to locate and contact inventor Fung, Applicants request that the Commissioner grant this Petition under 37 C.F.R. § 1.47(a).

Applicants' attorney considers this Petition to be complete. Should additional fees be required for consideration of the Petition, Applicants' attorney requests that the additional fees be charged to **Deposit Account No. 06-1448, Reference NSO-009.01**. Further, Applicants' attorney hereby authorizes the Commissioner to credit any overpayment to **Deposit Account Number 06-1448, Reference NSO-009.01**.

Respectfully submitted,

  
\_\_\_\_\_  
Joseph H. Born, Reg. No. 28,283  
Attorney for Applicants  
Tel. No. (617) 832-1134  
Fax. No. (617) 832-7000

Date: February 2, 2005  
**Customer No: 25181**  
Patent Group  
Foley Hoag, LLP  
155 Seaport Blvd.  
Boston, MA 02210-2600

## **Exhibit A**



**FOLEY  
HOAG LLP**  
ATTORNEYS AT LAW

June 20, 2003

Kevin Oliver  
Boston Office  
617.832.1241  
[koliver@foleyhoag.com](mailto:koliver@foleyhoag.com)

**Via DHL**

Pascale Fung  
Department of Electrical and Electronic Engineering  
University of Science and Technology  
Clear Water Bay, Kowloon  
Hong Kong

Re U.S. Patent Application Serial No. 09/758,034; 09/758,030; 09/858,334  
“System and Method for Utterance Verification of Chinese Long and  
Short Keywords”; “System and Method for Speech Processing with  
Limited Training Data”; and “System and Methods for Accent  
Classification and Adaptation”  
Filed: January 9, 2001; January 9, 2001 and May 15, 2001  
Our Ref. Nos.: NSO-001.01 (24793-101); NSO-002.01 (24793-201);  
NSO-009.01 -24793-901)

Dear Mr. Fung:

We represent NuSuara Technologies Sdn. Bhd.

As you may know, NuSuara Technologies recently acquired the above-identified United States patent applications that were previously owned by your former employer, Weniwen, Inc. As you likely know, you are a named inventor on these applications, and should a patent issue, your name will appear as an inventor on the issued patent.

Accordingly to U.S. law, for the subject applications to proceed, two documents must be filed with the U.S. Patent Office. First, each inventor must sign a declaration in which the inventor declares not only his/her status as an inventor, but also recognizes the other named inventors. Second, the inventors must execute assignments in which the patent rights are assigned to the employer at the time the invention was invented, which in this instance, is Weniwen, Inc. Although this may appear to be somewhat strange due to the current status of Weniwen, Inc., please know that we must connect a chain of title between yourself as the inventor, and NuSuara Technologies. That chain of title begins

20/552784.1

Pascale Fung  
June 20, 2003  
Page 2

with your employment agreement and your obligation to assign your inventions to Weniwen, Inc.

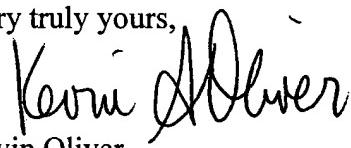
In accordance with the above, we enclose for your execution (1) Declarations of Inventorship, and, (2) Assignments to Weniwen, Inc. Please sign and date these documents where indicated by the "Sign Here" stickers.

Please also confirm that the listed country of citizenship is correct on the Declaration.

We also enclose for your convenience a return pre-paid DHL envelope. Please place the executed declarations and assignments in the return pre-paid envelope and send the same to us at your earliest convenience by providing the DHL envelope to a DHL office.

We appreciate your prompt attention to this issue. Should you have questions, please do not hesitate to contact me at (617) 832-1241, or by email at [koliver@foleyhoag.com](mailto:koliver@foleyhoag.com).

Very truly yours,

  
Kevin Oliver

Kevin Oliver

KAO  
Enclosures

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## **DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- The attached application, or  
 Application No. 09/858,334, filed on May 15, 2001,  
 as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

### FULL NAME OF INVENTOR(S)

Inventor one: Wai Kat Liu

Signature: \_\_\_\_\_ Citizen of: Hong Kong

Inventor two: Pascale Fung

Signature: \_\_\_\_\_ Citizen of: Hong Kong

Inventor three:

Signature: \_\_\_\_\_ Citizen of: \_\_\_\_\_

Inventor four:

Signature: \_\_\_\_\_ Citizen of: \_\_\_\_\_

Additional inventors are being named on \_\_\_\_\_ additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**ASSIGNMENT**

I, Pascale Fung of Kowloon, Hong Kong in consideration of One Dollar and other valuable consideration paid to me by

**WENIWEN.COM, INC.**

a corporation of Delaware, having its principal place of business at 2443 Fillmore, #320, San Francisco, CA 94115, the receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto said

**WENIWEN.COM, INC.**

its successors and assigns, the entire interest for the United States of America and all foreign countries including all rights of priority under the International Convention for the Protection of Industrial Property in a certain invention or improvement in

**System and Method for Accent Classification and Adaptation**

described in an application

■ Filed on May 15, 2001, U.S. Patent Application Serial No. 09/858,334

in the United States Patent and Trademark Office, and in all Letters Patent of the United States and all foreign countries which may or shall be granted on said invention, or any parts thereof, or on said application, or any divisional, continuing, reissue or other applications based in whole or in part thereon. And I agree, for myself and my executors and administrators, with said company and its successors and assigns but at its or their expense and charges, hereafter to execute all applications, amended specifications, deed or other instrument, and to do all acts necessary or proper to secure the grant of Letters Patent in the United States and in all other countries to said company, with specifications and claims in such form as shall be approved by the counsel of said company and to vest and confirm in said company, its successors and assigns, the legal title to all such patents.

And I do hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said company, its successors and assigns.

By: \_\_\_\_\_  
**Pascale Fung**

## **Exhibit B**



January 6, 2004

Kevin Oliver  
Boston Office  
617.832.1241  
[koliver@foleyhoag.com](mailto:koliver@foleyhoag.com)

Via DHL

Pascale Fung  
Department of Electrical and Electronic Engineering  
University of Science and Technology  
Clear Water Bay, Kowloon  
Hong Kong

Re U.S. Patent Application Serial No. 09/758,034; 09/758,030; 09/858,334  
“System and Method for Utterance Verification of Chinese Long and Short Keywords”; “System and Method for Speech Processing with Limited Training Data”; and “System and Methods for Accent Classification and Adaptation”  
Filed: January 9, 2001; January 9, 2001 and May 15, 2001  
Our Ref. Nos.: NSO-001.01 (24793-101); NSO-002.01 (24793-201);  
NSO-009.01 -24793-901)

Dear Mr. Fung:

We represent NuSuara Technologies Sdn. Bhd.

As you may know, NuSuara Technologies recently acquired the above-identified United States patent applications that were previously owned by your former employer, Weniwen, Inc. As you likely know, you are a named inventor on these applications, and should a patent issue, your name will appear as an inventor on the issued patent.

Accordingly to U.S. law, for the subject applications to proceed, two documents must be filed with the U.S. Patent Office. First, each inventor must sign a declaration in which the inventor declares not only his/her status as an inventor, but also recognizes the other named inventors. Second, the inventors must execute assignments in which the patent rights are assigned to the employer at the time the invention was invented, which in this instance, is Weniwen, Inc. Although this may appear to be somewhat strange due to the current status of Weniwen, Inc., please know that we must connect a chain of title between yourself as the inventor, and NuSuara Technologies. That chain of title begins

20/574271.1

Pascale Fung  
January 6, 2004  
Page 2

with your employment agreement and your obligation to assign your inventions to Weniwen, Inc.

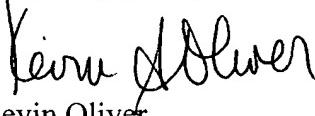
In accordance with the above, we enclose for your execution (1) Declarations of Inventorship, and, (2) Assignments to Weniwen, Inc. Please sign and date these documents where indicated by the "Sign Here" stickers.

Please also confirm that the listed country of citizenship is correct on the Declaration.

We also enclose for your convenience a return pre-paid DHL envelope. Please place the executed declarations and assignments in the return pre-paid envelope and send the same to us at your earliest convenience by providing the DHL envelope to a DHL office.

We appreciate your prompt attention to this issue. Should you have questions, please do not hesitate to contact me at (617) 832-1241, or by email at [koliver@foleyhoag.com](mailto:koliver@foleyhoag.com).

Very truly yours,

  
Kevin Oliver

KAO/jyc  
Enclosures

**ASSIGNMENT**

I, Pascale Fung of Kowloon, Hong Kong in consideration of One Dollar and other valuable consideration paid to me by

**WENIWEN.COM, INC.**

a corporation of Delaware, having its principal place of business at 2443 Fillmore, #320, San Francisco, CA 94115, the receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto said

**WENIWEN.COM, INC.**

its successors and assigns, the entire interest for the United States of America and all foreign countries including all rights of priority under the International Convention for the Protection of Industrial Property in a certain invention or improvement in

**System and Method for Accent Classification and Adaptation**

described in an application

■ Filed on May 15, 2001, U.S. Patent Application Serial No. 09/858,334

in the United States Patent and Trademark Office, and in all Letters Patent of the United States and all foreign countries which may or shall be granted on said invention, or any parts thereof, or on said application, or any divisional, continuing, reissue or other applications based in whole or in part thereon. And I agree, for myself and my executors and administrators, with said company and its successors and assigns but at its or their expense and charges, hereafter to execute all applications, amended specifications, deed or other instrument, and to do all acts necessary or proper to secure the grant of Letters Patent in the United States and in all other countries to said company, with specifications and claims in such form as shall be approved by the counsel of said company and to vest and confirm in said company, its successors and assigns, the legal title to all such patents.

And I do hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said company, its successors and assigns.

By: \_\_\_\_\_  
**Pascale Fung**

## DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- The attached application, or
- Application No. 09/858,334, filed on May 15, 2001,
- as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

### FULL NAME OF INVENTOR(S)

Inventor one: Wai Kat Liu

Signature: \_\_\_\_\_ Citizen of: Hong Kong

Inventor two: Pascale Fung

Signature: \_\_\_\_\_ Citizen of: Hong Kong

Inventor three:

Signature: \_\_\_\_\_ Citizen of: \_\_\_\_\_

Inventor four:

Signature: \_\_\_\_\_ Citizen of: \_\_\_\_\_

Additional inventors are being named on \_\_\_\_\_ additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## **Exhibit C**





## **Exhibit D**



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Customer Support ➤ Directories ➤ **1081 Directory Inquiries**

- ▶ Billing
- ▶ For Your Home
- ▶ For Your Business
- ▶ International Calls
- ▼ Directories
  - ▶ **1081 Directory Inquiries**
  - ▶ International Directory Inquiries
  - ▶ Get Printed Copy
- ▶ Product Guides
- ▶ Useful Forms
- ▶ Useful Numbers
- ▶ FAQs

## 1081 Directory Inquiries

Name	Address	Phone/Fax
Fung P	Camp St Sham Shui Po	Tel: 2646 7548
Fung P H Horatio	Kwong Yuen Estate Sha Tin	Tel: 2636 0389
Fung P O	Ocean Shores Tseung Kwan O	Tel: 2745 4657
Fung P S T	Cloud View Rd North Point	Tel: 2512 8856
	Cloud View Rd North Point	Tel: 2512 2347

Page 1

**End of matching records.**

<b>Find a Person</b>	
Family Name	<input type="text" value="Fung"/>
Given Name	<input type="text" value="P*"/>
Area	<input type="button" value="--- Select ---"/>
District	<input type="button" value="--- Select ---"/>
<input type="button" value="Go"/> <input type="checkbox" value="Search Tips"/> Search Tips	

<b>Find a Business</b>	
Business Name	<input type="text"/>
Area	<input type="button" value="--- Select ---"/>
District	<input type="button" value="--- Select ---"/>
<input type="button" value="Go"/> <input type="checkbox" value="Search Tips"/> Search Tips	

## **Exhibit E**



## Pascale Fung

### Assistant Professor

Mail: Department of Electrical and Electronic Engineering  
Hong Kong University of Science and Technology  
Clear Water Bay, Kowloon, HONG KONG

Tel: +852 2358 8537

Fax: +852 2358 1485

Email: pascale at ee dot ust dot hk

## Recent Activities

Guest Editor, Machine Learning Journal Special Issue on Learning in Speech and Language Tec  
Area Chair, Annual Meeting of the Association of Computational Linguistics, 2004  
Area Chair, Conference on Empirical Methods in Natural Language Processing, 2004  
Program Committee, International Symposium on Chinese Spoken Language Processing, 2004  
Program Committee, NLE Special Issue on Parallel Texts, 2004  
Co-Chair, COLING 2002 WorkShop: SemaNet 2002  
Team Leader: Pronunciation Modeling of Mandarin Casual Speech, 2000 Johns Hopkins Summer Institute  
Chair, Conference on Empirical Methods in Natural Language Processing, 1999

## Research

Dr. Fung's research interests are in the fields of statistical natural language processing and automatic speech recognition. She is currently working on semantics-driven spoken language translation and information extraction and summarization using feature-based models. She developed word matrix and context vectors to find correspondences between words, terms, and senses using corpora. The algorithms developed can be applied to multilingual semantic network alignment, spontaneous query understanding, and bilingual lexicon extraction. She has been working on spontaneous and accented Mandarin speech recognition, by modeling pronunciation variation according to speaking style and regional accents. She has also been working on robustness issues for telephone noisy speech recognition. In addition to the above, her current research projects include the BiFi project and the Chinese EARS database project in collaboration with the Linguistic Data Consortium at the University of Pennsylvania.

## Teaching

ELEC211: Signals & Systems (This semester)

ELEC333: Introduction to Digital Speech Recognition

ELEC530: Stochastic Processes

ELEC692I: Spoken Language Processing and Information Retrieval

## Biography

Dr. Fung received her PhD in Computer Science from Columbia University in 1997. Her PhD thesis was on bilingual corpus alignment and lexicon extraction from noisy parallel and comparable corpora. While in graduate school at Columbia, Dr Fung was a Member of Technical Staff and later Co-Director of AT&T Bell Labs from 1993 - 1997. She has been a faculty at HKUST since 1997, and co-founded the Human Language Technology Center (HLTC). During her professional leave from 2000-2002, I

co-founded and became the CTO and CEO of Weniwen Technologies, a multinational company specialized in developing and marketing speech and natural language solutions for international corporate customers.

During 1991-1992, she was Associate Scientist at BBN Systems & Technologies (Cambridge, MA) participating in the design and implementation of the BYBLOS speech recognition system. She was a visiting researcher at LIMSI, Centre National de la Recherche Scientifique (France) in 1991, working on speaker adaptation and French speech recognition. From 1989-1991, she was a research student at the Department of Information Science, Kyoto University (Japan), working on Japanese speech recognition and speaker adaptation. Prior to that, she was an exchange student at Ecole Centrale de Paris (France) where she first entered the field of speech recognition. A fluent speaker of six European and Asian languages, Dr. Fung has been particularly interested in multilingual speech and natural language processing issues.

Dr. Fung has served as program committee member and reviewer for numerous international conferences and technical publications including *ACL*, *EMNLP*, *COLING*, *HLT*, *NAACL*, *Interspeech*, *AMTA*, *TMI*, *ISCSLP*, *Computational Linguistics (journal)*, *Machine Learning (journal)*, *Journal of Machine Translation (journal)*, *IEEE Transaction on Speech and Audio Processing*, and the *International Journal of Speech Technology* and has served as a reviewer for HK Research Grants Council. Senior Member of the Institute of Electrical and Electronic Engineers, Member of the IEEE Signal Processing Society and the IEEE Computer Society, a Member of the Association of Computational Linguistics, and a Board Member of the ACL SIGDAT.

### **Selected Publications**

## **Exhibit F**



**FOLEY  
HOAG LLP**  
ATTORNEYS AT LAW

**ATTORNEYS AT LAW**

December 20, 2004

**Ido Rabinovitch**  
Boston Office  
617.832.3072  
[irabinovitch@foleyhoag.com](mailto:irabinovitch@foleyhoag.com)

Via Federal Express

Pascale Fung  
Department of Electrical and Electronic Engineering  
Hong Kong University of Science and Technology  
Clear Water Bay, Kowloon  
Hong Kong

Re U.S. Patent Application Serial No. 09/858,334  
"System and Methods for Accent Classification and Adaptation"  
Filed: May 15, 2001  
Our Ref. Nos.: NSO-009.01 (24793-901)

Dear Ms. Fung:

This is further to our January 6, 2004, letter to you regarding the above-noted application, which followed our June 20, 2003 letter regarding the same.

We represent NuSuara Technologies Sdn. Bhd.

As you may know, NuSuara Technologies has acquired the above-identified United States patent application that was previously owned by your company, Weniwen.com, Inc. (which subsequently changed its name to Weniwen Technologies, Inc.). As you likely know, you are a named inventor on this application, and should a patent issue, your name will appear as an inventor on the issued patent.

According to U.S. law, for the subject applications to proceed, two documents must be filed with the U.S. Patent Office. First, each inventor must sign a declaration in which the inventor declares not only his/her status as an inventor, but also recognizes the other named inventors. Second, the inventors must execute assignments in which the patent rights are assigned to the employer at the time the invention was invented, which in this instance, is Weniwen.com, Inc. Although this may appear to be somewhat strange due to the current status of Weniwen.com, Inc., please know that we must connect a chain of title between yourself as the inventor, and NuSuara Technologies.

FHBOSTON/1141638.1

**Seaport World Trade Center West / 155 Seaport Blvd. / Boston, MA 02210-2600 / TEL: 617.832.1000 / FAX: 617.832.7000**

Pascale Fung  
December 20, 2004  
Page 2

That chain of title begins with your employment agreement and your obligation to assign your inventions to Weniwen.com, Inc.

In accordance with the above, we enclose for your execution (1) a copy of the Declarations of Inventorship, and, (2) a copy of the Assignment to Weniwen.com, Inc. Please sign and date these documents where indicated by the "Sign Here" stickers.

Please also confirm that the listed country of citizenship is correct on the Declaration, and provide us with your residence and post office addresses.

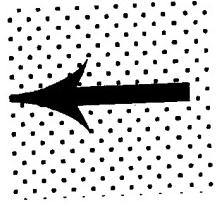
We also enclose a copy of the application as filed with the United States Patent and Trademark Office on May 15, 2001.

We further enclose for your convenience a return pre-paid Federal Express package. Please place the executed declaration and assignment in the return pre-paid package and send the same to us at your earliest convenience by providing the Federal Express package to a Federal Express office or drop-off point.

We appreciate your prompt attention to this issue. Should you have questions, please do not hesitate to contact me at (617) 832-3072, or by email at [irabinovitch@foleyhoag.com](mailto:irabinovitch@foleyhoag.com).

Very truly yours,

  
Ido Rabinovitch



IR/las  
Enclosures

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION  
USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- The attached application, or
- Application No. 09/858,334, filed on May 15, 2001,
- as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/ we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

**FULL NAME OF INVENTOR(S)**

Inventor one: Wai Kat Liu

Signature: \_\_\_\_\_ Citizen of: Hong Kong

Inventor two: Pascale Fung

Signature: \_\_\_\_\_ Citizen of: Hong Kong

Inventor three: \_\_\_\_\_

Signature: \_\_\_\_\_ Citizen of: \_\_\_\_\_

Inventor four: \_\_\_\_\_

Signature: \_\_\_\_\_ Citizen of: \_\_\_\_\_

Additional inventors are being named on \_\_\_\_\_ additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**ASSIGNMENT**

I, Pascale Fung of Kowloon, Hong Kong in consideration of One Dollar and other valuable consideration paid to me by

**WENIWEN.COM, INC.**

a corporation of Delaware, having its principal place of business at 2443 Fillmore, #320, San Francisco, CA 94115, the receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto said

**WENIWEN.COM, INC.**

its successors and assigns, the entire interest for the United States of America and all foreign countries including all rights of priority under the International Convention for the Protection of Industrial Property in a certain invention or improvement in

**System and Methods for Accent Classification and Adaptation**

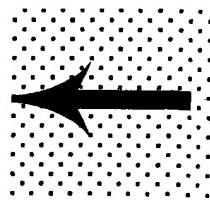
described in an application

■ Filed on May 15, 2001, U.S. Patent Application Serial No. 09/858,334

in the United States Patent and Trademark Office, and in all Letters Patent of the United States and all foreign countries which may or shall be granted on said invention, or any parts thereof, or on said application, or any divisional, continuing, reissue or other applications based in whole or in part thereon. And I agree, for myself and my executors and administrators, with said company and its successors and assigns but at its or their expense and charges, hereafter to execute all applications, amended specifications, deed or other instrument, and to do all acts necessary or proper to secure the grant of Letters Patent in the United States and in all other countries to said company, with specifications and claims in such form as shall be approved by the counsel of said company and to vest and confirm in said company, its successors and assigns, the legal title to all such patents.

And I do hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said company, its successors and assigns.

By: \_\_\_\_\_  
**Pascale Fung**



## **Exhibit G**

From: Origin ID: BVYA (617) 982-3072  
 Ido Rabinovitch  
 Foley Hoag LLP  
 155 Seaport Blvd.

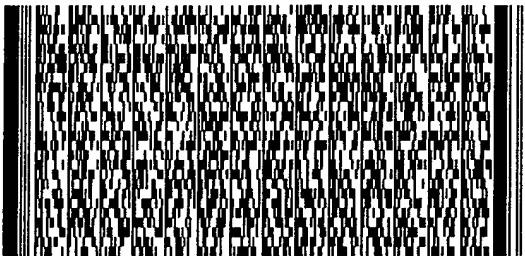


Boston, MA 02210  
 UNITED STATES

SHIP TO: 85223588537 BILL SENDER

Pascale Fung  
 Hong Kong University of Science and  
 Dept/Electrical & Electronic Engine

Clear Water Bay, Kow,  
 HK



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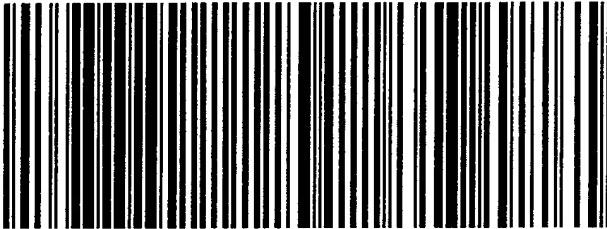
Total Weight: 1 LB

REF: 24793-901  
 DESC-1: Declaration/Assignment  
 DESC-2:  
 DESC-3:  
 DESC-4:  
 SED: NDR30.55(h)  
 COUNTRY MFG:  
 CARRIAGE VALUE: 0.00 USD  
 CUSTOMS VALUE: 0.00 USD  
 T/C: S 002141400 D/T: R  
 SIGN: Ido Rabinovitch  
 EIN/VAT:

### IP ENVELOPE

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**LEGAL TERMS AND CONDITIONS OF FEDEX SHIPPING DEFINITIONS.** On this Air Waybill, "we", "our", "us", and "FedEx" refer to Federal Express Corporation, its subsidiaries and branches and their respective employees, agents, and independent contractors. The terms "you" and "your" refer to the shipper, its employees, principals and agents. If your shipment originates outside the United States, your contract of carriage is with the FedEx subsidiary, branch or independent contractor who originally accepts the shipment from you. The term "package" means any container or envelope that is accepted by us for delivery, including any such items tendered by you utilizing our automated systems, meters, manifests or waybills. The term "shipment" means all packages which are tendered to and accepted by us on a single Air Waybill. AIR CARRIAGE NOTICE. For any international shipments by air, the Warsaw Convention, as amended, may be applicable. The Warsaw Convention, as amended, will then govern and in most cases limit FedEx's liability for loss, delay of, or damage to your shipment. The Warsaw Convention, as amended, limits FedEx's liability. For example in the U.S. liability is limited to \$9.07 per pound (\$20 per kilogram), unless a higher value for carriage is declared as described below and you pay any applicable supplementary charges. The interpretation and operation of the Warsaw Convention's liability limits may vary in each country. There are no specific stopping places which are agreed to and FedEx reserves the right to route the shipment in any way FedEx deems appropriate. ROAD TRANSPORT NOTICE. Shipments transported solely by road to or from a country which is a party to the Warsaw Convention or the Contract for the International Carriage of Goods by Road (the "CMR") are subject to the terms and conditions of the CMR, notwithstanding any other provision of this Air Waybill to the contrary. For those shipments transported solely by road, if a conflict arises between the provisions of the CMR and this Air Waybill, the terms of the CMR shall prevail. LIMITATION OF LIABILITY. Not governed by the Warsaw Convention, the CMR, or other international treaties, laws, other government regulations, orders, or requirements, FedEx's maximum liability for damage, loss, delay, shortage, misdelivery, nondelivery, misinformation or failure to provide information in connection with your shipment is limited by this Agreement and as set out in the terms and conditions of the contract of carriage. Please refer to the contract of carriage set forth in the applicable FedEx Service Guide or its equivalent to determine the contractual limitation. FedEx does not provide cargo liability or all-risk insurance, but you may an additional charge for each additional U.S. \$100 (or equivalent local currency for the country of origin) of declared value for carriage. If a higher value for carriage is declared and the additional charge is paid, FedEx's maximum liability will be the lesser of the declared value for carriage or your actual damages. LIABILITIES NOT ASSUMED. IN ANY EVENT, FEDEX WON'T BE LIABLE FOR ANY DAMAGES, WHETHER DIRECT, INDIRECT, INCIDENTAL, SPECIAL OR CONSEQUENTIAL IN EXCESS OF THE DECLARED VALUE FOR CARRIAGE (INCLUDING BUT NOT LIMITED TO LOSS OF INCOME OR PROFITS) OR THE ACTUAL VALUE OF THE SHIPMENT, IF LOWER, WHETHER OR NOT FEDEX HAD ANY KNOWLEDGE THAT SUCH DAMAGES MIGHT BE INCURRED. FedEx won't be liable for your acts or omissions, including but not limited to incorrect declaration of cargo, improper or insufficient packaging, securing, marking or addressing of the shipment, or for the acts or omissions of the recipient or anyone else with an interest in the shipment or violations by any party of the terms of this agreement. FedEx won't be liable for damage, loss, delay, shortage, misdelivery, nondelivery, misinformation or failure to provide information in connection with shipments of cash, currency or other prohibited items or in instances beyond our control, such as acts of God, perils of the air, weather conditions, mechanical delays, acts of public enemies, war, strike, civil commotion, or acts or omissions of public authorities (including customs and health officials) with actual or apparent authority. NO WARRANTY. We make no warranties, express or implied. CLAIMS FOR LOSS, DAMAGE OR DELAY. ALL CLAIMS MUST BE MADE IN WRITING AND WITHIN STRICT TIME LIMITS. SEE OUR TARIFF, APPLICABLE FEDEX SERVICE GUIDE, OR STANDARD CONDITIONS OF CARRIAGE FOR DETAILS. The Warsaw Convention provides specific written claims procedures for damage, delay or non-delivery of your shipment. Moreover, the interpretation and operation of the Warsaw Convention's claims provisions may vary in each country. Refer to the Convention to determine the claims period for your shipment. The right to damages against us shall be extinguished unless an action is brought within two years, as set forth in the Convention. FedEx is not obligated to act on any claim until all transportation charges have been paid. The claim amount may not be deducted from the transportation charges. If the recipient accepts the shipment without noting any damage on the delivery record, FedEx will assume the shipment was delivered in good condition. In order for us to consider a claim for damage, the contents, original shipping carton and packing must be made available to us for inspection. MANDATORY LAW. Insofar as any provision contained or referred to in this Air Waybill may be contrary to any applicable international treaties, laws, government regulations, orders or requirements such provisions shall remain in effect as a part of our agreement to the extent that it is not overridden. The invalidity or unenforceability of any provisions shall not affect any other part of this Air Waybill. Unless otherwise indicated, FEDERAL EXPRESS CORPORATION, 2005 Corporate Avenue, Memphis, TN 38132, USA, is the first carrier of this shipment. Email address located at [www.fedex.com](http://www.fedex.com).

## **Exhibit H**

**Simoglou, Lori**

---

**From:** FedEx [donotreply@fedex.com]  
**Sent:** Thursday, December 23, 2004 12:36 AM  
**To:** Simoglou, Lori  
**Subject:** FedEx shipment 791502634391

Our records indicate that the shipment sent from Ido Rabinovitch/Foley Hoag LLP to Pascale Fung/Hong Kong University of Sci has been delivered.  
The package was delivered on 12/23/2004 at 10:36 AM and signed for or released by .CHOP.

The ship date of the shipment was 12/20/2004.

The tracking number of this shipment was 791502634391.

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To track the status of this shipment online please use the following:  
[http://www.fedex.com/cgi-bin/tracking?tracknumbers=791502634391  
&action=track&language=english&cntry\\_code=us](http://www.fedex.com/cgi-bin/tracking?tracknumbers=791502634391&action=track&language=english&cntry_code=us)

**Disclaimer**

---

FedEx has not validated the authenticity of any email address.

## **Exhibit I**

## Rabinovitch, Ido

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**From:** Rabinovitch, Ido  
**Sent:** Wednesday, January 19, 2005 5:31 PM  
**To:** 'pascale@ee.ust.hk'  
**Subject:** U.S. Patent Application Serial No. 09/858,334, entitled "System and Methods for Accent Classification and Adaptation"

Dear Ms. Fung,



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assignment - 5529..declaration - 11416..declaration and Ass. Originally filed pa...re-typed applicatio..

This is further to our December 20, 2004, letter to you regarding the above-noted application, which followed our two previous letters to you regarding the above-noted application.

We represent NuSuara Technologies Sdn. Bhd.

As you may know, NuSuara Technologies recently acquired the above-identified United States patent applications that were previously owned by your former employer, Weniven.com, Inc. (which subsequently changed its name to Weniven Technologies, Inc.). As you likely know, you are a named inventor on this application, and should a patent issue, your name will appear as an inventor on the issued patent.

According to U.S. law, for the subject application to proceed, two documents must be filed with the U.S. Patent Office. First, each inventor must sign a declaration in which the inventor declares not only his/her status as an inventor, but also recognizes the other named inventors. Second, the inventors must execute assignments in which the patent rights are assigned to the employer at the time the invention was invented, which in this instance, is Weniven.com, Inc. Although this may appear to be somewhat strange due to the current status of Weniven.com, Inc., please know that we must connect a chain of title between yourself as the inventor, and NuSuara Technologies. That chain of title begins with your employment agreement and your obligation to assign your inventions to Weniven.com, Inc.

In accordance with the above, we attach for your execution (1) a copy (in Word and in PDF formats) of the Declarations of Inventorship, and, (2) a copy (also in Word and PDF formats) of the Assignment to Weniven.com, Inc. If you require that the documents be sent in a different format, please let me know. Please sign and date these documents. After signing the documents, please fax the Declaration and Assignment to us at (617) 832-7000. Please also send the original copies of the executed Declaration and Assignment to the following address.

Ido Rabinovitch

Foley Hoag LLP

155 Seaport Blvd.

Boston, Massachusetts 02210-2600

U.S.A.

We will be happy to reimburse you for any expense that you may incur in forwarding the two documents to us.

Please also confirm that the listed country of citizenship is correct on the Declaration, and provide us with your residence and post office addresses.

We also attach a PDF copy of the application as filed with the United States Patent and Trademark Office on May 15, 2001. Since the text on some of the pages of the copy of the originally filed application that we have in our file was faint at certain parts, thus making those pages somewhat illegible, we have re-typed the entire application, and have attached a PDF copy of it, for your convenience.

We appreciate your prompt attention to this issue. Should you have questions, please do not hesitate to contact me at

(617) 832-3072, or by email at [irabinovitch@foleyhoag.com](mailto:irabinovitch@foleyhoag.com).

Very truly yours,

Ido Rabinovitch

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